



DATE: August 7, 1997

TIME CRITICAL BALLOT VOTE DUE: AUG 14 1997, 1997

Attached is a draft Federal Register notice to announce the Commission's current regulatory agenda. This draft, including the preamble, is in the format specified by OMB for inclusion in the Unified Agenda of Federal Regulatory and Deregulatory Actions, to be published in October 1997. That format is generally similar to the one used for previous editions of the Unified Agenda. This draft does not include descriptions of the projects on flammability of upholstered furniture and requirements for child-resistance of multi-purpose lighters. These two projects are included in the Commission's Regulatory

Plan, which was approved by ballot vote in July. The Commission's Regulatory Plan will be published in the same issue of the Federal Register as the Unified Agenda of Regulatory and Deregulatory Actions.

The attached draft of the regulatory agenda has been reviewed and approved in accordance with procedures implementing section 6(b)(6) of the Consumer Product Safety Act to assure the accuracy of information concerning the safety of consumer products. The information in the attached draft is current through August 7, 1997. If the Commission approves publication of the attached draft, the draft will be revised to reflect any change in the status of any activity described in the agenda which occurs between August 7, 1997, and the closing date for submission of changes to OMB.

Please indicate your vote:

- I Approve the attached draft of the Commission's regulatory agenda without change.

Signature

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Date

- II Approve the attached draft of the Commission's regulatory agenda with the following changes (please specify):

Signature

Date

III Take other action (please specify): _____

Signature

Date

TITLE:

Baby Walkers

RIN: 3041-AB40 (LONG-TERM)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant

Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1261 Federal Hazardous Substances Act

15 USC 1262 Federal Hazardous Substances Act

CFR CITATION:

16 CFR 1500

LEGAL DEADLINE: None

ABSTRACT:

On August 2, 1994, the Commission published an advance notice of proposed rulemaking (ANPRM) to begin a proceeding that may result in the issuance of mandatory design or performance requirements for baby walkers. A baby walker is a device that supports a child so that the child can use his or her feet to move about before or while learning to walk. Typically, a baby walker consists of a fabric seat that has leg openings and is mounted to a rigid plastic deck. The deck is attached to a base that is mounted on wheels to allow mobility. In 1994, an estimated 25,500 children younger than 15 months of age were treated in hospital emergency rooms for injuries associated with baby walkers. The majority of these injuries resulted from falls down stairs or steps. Among the regulatory options under consideration by the Commission are mandatory performance or design requirements to reduce risks of injury associated with baby walkers, particularly those resulting to children from falls down stairs. In response to the Commission's work in this area, the industry approved revisions to the voluntary standard for baby walkers in 1996 to address the hazard of falling down stairs. The staff is developing information concerning the extent of industry conformance with that voluntary standard, designated "Standard Consumer Safety Specification for Infant Walkers, SF 977-96, published by ASTM (The American Society for Testing and Materials). The ASTM standard contains performance requirements to address risks of injury to children from falls down stairs associated with baby walkers. The staff will send that information to the Commission together with options for Commission action, including withdrawal of the ANPRM and further regulatory proceedings.

RIN: 3041-AB40
TITLE:
Baby Walkers

TIMETABLE:

ACTION	DATE	FR	CITE
ANPRM.....	08/02/9 4	59	FR 39309
ANPRM Comment Period End.....	10/03/9 4	59	FR 39309
Staff Sends Additional Information to Commission.....	00/00/0 0		

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

Barbara Jacobson,
Project Manager,
Consumer Product Safety Commission,
Dir. for Epidemiology & Health Sciences,
Washington, DC 20207,
301 504-0477

TITLE:

Petition HP 93-1 Requesting Development of a Rule to Ban
Certain Back Yard Play Sets

RIN: 3041-AB47 (PRERULE)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

5 USC 553(e) Administrative Procedure Act;
15 USC 1261 Federal Hazardous Substances Act

CFR CITATION:

00 CFR 00

LEGAL DEADLINE: None

ABSTRACT:

A petition from the New York City Department of Consumer Affairs requests the Commission to develop a rule to ban certain back yard play sets. The petition asserts that back yard play sets present unreasonable risks of injury to children if they do not meet the requirements of a voluntary standard for home playground equipment published by ASTM (The American Society for Testing and Materials); are not accompanied with adequate information about ground surfacing; or lack specific features described in the petition. On May 21, 1996, the Commission denied those parts of the petition requesting issuance of a rule to ban any back yard play set that does not conform to all requirements of the ASTM voluntary standard; that has an accessible height that exceeds six feet above protective surfacing; that does not have adequate fall zones under climbing structures; or that does not provide adequate space between any item of swinging equipment and any other item of swinging or stationary equipment.

In November 1997, the staff is scheduled to transmit additional information to the Commission. concerning revisions of the voluntary standard now being considered by ASTM. The Commission will then decide whether to grant or deny the remaining requests in the petition.

DATE 8/7/97
PAGE 2

RIN: 3041-AB47

TITLE:

Petition HP 93-1 Requesting Development of a Rule to Ban
Certain Back Yard Play Sets

TIMETABLE:

ACTION	DATE	FR CITE
Partial Denial of Petition.....	05/21/9	6
Staff Sends Additional Information to Commission.....	11/00/97	
Commission Decision.....	12/00/9	7

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

John Preston,
Project Manager,
Consumer Product Safety Commission,
Directorate for Engineering Sciences,
Washington, DC 20207,
301 504-0494

TITLE:

Requirements for Child-Resistant Packaging of Ketoprofen

RIN: 3041-AB55 (COMPLETED)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1471 Poison Prevention Packaging Act.

CFR CITATION:

16 CFR 1700.14(a) (26)

LEGAL DEADLINE: None

COMPLETED:

REASON	DATE	FR CITE
Final Action.....	05/28/97	62 FR 28798
Final Action Effective.....	11/24/97	62 FR 28798

SMALL ENTITIES AFFECTED: None

GOVERNMENT LEVELS AFFECTED: None

AGENCY CONTACT:

Michael Bogumill
301 504-0400

TITLE:

Requirements for Child-Resistant Packaging of Household Products
Containing Petroleum Distillates

RIN: 3041-AB57 (PROPOSED)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
. Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1471 Poison Prevention Packaging Act

CFR CITATION:

16 CFR 1700.14

LEGAL DEADLINE: None

ABSTRACT :

Some household products containing ten percent or more by weight of petroleum distillates are subject to requirements for child-resistant packaging by regulations issued under the Poison Prevention Packaging Act and codified at 16 CFR 1700.14(a). These products include liquid furniture polish (section 1700.14(a)(2)), lighter fluid (section 1700.14(a)(7)), and prepackaged solvents for paint (section 1700.14(a)(15)). However, many other household products containing petroleum distillates are not required to be in child-resistant packaging. On February 26, 1997, the Commission published an advance notice of proposed rulemaking (ANPRM) to initiate a proceeding that may result in mandatory requirements for child-resistant packaging of other household products containing petroleum distillates or other hydrocarbons. On April 28, 1997, the Commission extended the period for receipt of written comments on the ANPRM until July 11, 1997. In the Federal Register of July 21, 1997, the Commission reopened the comment period through September 1, 1997. The Commission will consider comments received in (cont)

TIMETABLE:

ACTION	DATE	FR CITE
ANPRM.....	02/26/9 7	62 FR 8659
ANPRM Comment Period End.....	05/12/9 7	62 FR 8659
Extension of ANPRM Comment Period.....	04/28/9 7	62 FR 22897
ANPRM Comment Period End.....	06/27/9 7	62 FR 22897
Reopening of ANPRM Comment Period.....	07/21/9 7	62 FR 38948
ANPRM Comment Period End.....	09/01/9 7	62 FR 38948
Staff Sends Briefing Package to Commission.....	00/00/00	

TITLE:

Requirements for Child-Resistant Packaging of Household Products
Containing Ammonia

RIN: 3041-AB56 (LONG-TERM)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1471 Poison Prevention Packaging Act

CFR CITATION:

16 CFR 1700.14

LEGAL DEADLINE: None

ABSTRACT:

Ammonia has both irritant and corrosive properties. Some household products containing ammonia are subject to requirements for cautionary labeling by the Federal Hazardous Substances Act. The staff is reviewing information to determine whether some of these products containing ammonia should also be subject to requirements for child-resistant packaging under the Poison Prevention Packaging Act.

TIMETABLE:

ACTION	DATE	FR CITE
Staff Sends Briefing Package to Commission.....	00/00/00	

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

Jacqueline Ferrante,
Project Manager,
Consumer Product Safety Commission
Directorate for Epidemiology and Health Sciences
Washington, DC 20207
(301) 504-0477

RIN: 3041-AB57

TITLE:

Requirements for Child-Resistant Packaging of Household Products
Containing Petroleum Distillates

ABSTRACT (CONT) response to the ANPRM before deciding whether to propose requirements for child-resistant packaging of additional household products containing petroleum distillates or other hydrocarbons.

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

Suzanne Barone,
Project Manager,
Consumer Product Safety Commission
Directorate for Epidemiology and Health Sciences
Washington, DC 20207
(301) 504-0477

TITLE:

Amendment of Safety Regulations for Cribs

RIN: 3041-AB67 (LONG-TERM)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

5 USC 553 Administrative Procedure Act;
15 USC 1261 Federal Hazardous Substances Act

CFR CITATION:

16 CFR 1508
16 CFR 1509

LEGAL DEADLINE: None

ABSTRACT :

On December 16, 1996, the Commission published an advance notice of proposed rulemaking (ANPRM) to begin a proceeding that may result in amendment of the safety regulations for full-size and non-full-size cribs, 16 CFR Parts 1508 and 1509. Among the regulatory alternatives under consideration is amendment of the regulations to add tests to assure that slats will not disengage from the side panels of cribs. The Commission began this proceeding after considering information about incidents in which crib slats disengaged from the side panels of cribs, creating a risk that children may become entrapped between the remaining slats or fall out of the crib. The Commission will consider written comments received in response to the ANPRM before deciding whether to continue the proceeding by publication of a notice of proposed rulemaking (NPRM).

TIMETABLE:

ACTION	DATE	FR CITE
ANPRM.....	12/16/9 6	61 FR 65996
ANPRM Comment Period End.....	02/14/9 7	61 FR 65996
Staff Briefing Package on NPRM.....	00/00/0 0	

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

DATE: 8/7/97
PAGE 2

RIN: 3041-AB67

TITLE:

Amendment of Safety Regulations for Cribs

AGENCY CONTACT:

Deborah Tinsworth,
Project Manager,
Consumer Product Safety Commission,
Dir. for Epidemiology and Health Sciences,
Washington, DC 20207,
301 504-0470

TITLE:

Amendment of the Standard for the Flammability of Clothing
Textiles

RIN: 3041-AB68 (PRERULE)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1191 Flammable Fabrics Act

CFR CITATION:

16 CFR 1610

LEGAL DEADLINE: None

ABSTRACT :

The Standard for the Flammability of Clothing Textiles prohibits the manufacture, importation, or sale of clothing, and fabrics and related materials intended for use in clothing, which are dangerously flammable because of rapid and intense burning. The standard prescribes the apparatus, procedure, and criteria to be used for testing to determine compliance with that standard. The standard was made mandatory by the Flammable Fabrics Act of 1953 (Pub. L. 83-88, 67 Stat. 111; June 30, 1953). Some of the equipment and procedures specified by the standard, particularly those for laundering and drycleaning of test specimens, have become obsolete, unavailable, or unrepresentative of current practices. The staff is preparing a briefing package describing modifications of the standard that are needed to assure that the test in the standard is conducted with equipment and procedures representative of conditions to which garments are currently exposed. After consideration of the briefing package, the Commission will decide whether to begin a proceeding for amendment of the standard.

TIMETABLE:

ACTION	DATE	FR CITE
Staff Sends Briefing Package		
to Commission.....	02/00/98	
Commission Decision.....	03/00/98	

DATE, 8/7/97
PAGE: 2

RIN: 3041-AB68

TITLE:

Amendment of the Standard for the Flammability of Clothing
Textiles

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

Margaret Neily,
Project Manager,
Consumer Product Safety Commission,
Directorate for Engineering Sciences,
Washington, DC 20207,
301 504-0550

DATE 8/7/97
PAGE 1

TITLE:

Amendment of Laundering Procedures in Flammability Standards for
Children's Sleepwear, Carpets and Rugs, and Mattress Pads

RIN: 3041-AB69 (PRERULE)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

15 USC 1191 Flammable Fabrics Act

CFR CITATION:

16 CFR 1615, 1616, 1630, 1631, 1632

LEGAL DEADLINE: None

ABSTRACT:

Flammability standards for children's sleepwear, carpets and rugs, and mattress pads contain procedures for washing and drying specimens before testing to assure that flame retardants used in these products will not be removed by repeated laundering or cleaning. The laundering procedures in all of these standards currently require use of a detergent and washing methods that are no longer representative of those used for home laundering. The staff is preparing a briefing package concerning the laundering procedures in these standards and modifications that may be needed to assure that the effect of laundering on the flammability of the products covered by these standards is assessed with equipment and methods currently used by consumers. After consideration of the briefing package, the Commission will decide whether to begin proceedings for amendment of the standards to revise their laundering procedures.

TIMETABLE:

ACTION	DATE	FR CITE
Staff Sends Briefing Package		
to Commission.....	12/00/97	
Commission Decision.....	01/00/98	

DATE 8/7/97
PAGE 2

RIN: 3041-AB69

TITLE:

Amendment of the Laundering Procedures in Flammability Standards
for Children's Sleepwear, Carpets and Rugs, and Mattress Pads

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

AGENCY CONTACT:

Margaret Neily,
Project Manager,
Consumer Product Safety Commission,
Directorate for Engineering Sciences,
Washington, DC 20207,
301 504-0550

DATE 8/7/97
PAGE 1

TITLE:

Petition CP 97-1 Requesting Development of a Safety Standard
for Escalators

RIN: 3041-AB70 (PRERULE)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

5 USC 553(e) Administrative Procedure Act;
15 USC 2051 Consumer Product Safety Act

CFR CITATION:

None

LEGAL DEADLINE: None

ABSTRACT:

A petition from Scott and Diana Anderson requests development of a safety standard for escalators. The petition asserts that escalators are associated with unreasonable risks of serious injuries resulting from entrapment of feet, toes, and other body parts in openings between the moving stairs and the sides of escalators. On May 22, 1997, the Commission published a notice in the Federal Register to solicit comments on the petition from all interested persons. The staff is preparing a briefing package for consideration by the Commission when deciding whether to grant or deny the petition.

TIMETABLE:

ACTION	DATE	FR CITE
Notice to Solicit Comments on Petition.....	05/22/97	62 FR 28005
Comment Period End.....	07/21/97	62 FR 28005
Staff Sends Briefing Package to Commission.....	02/00/98	

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

DATE 8/7/97
PAGE 2

RIN: 3041-AB70

TITLE:

Petition CP 97-1 Requesting Development of a Safety Standard for Escalators

AGENCY CONTACT:

Deborah Tinsworth,
Project Manager
Consumer Product Safety Commission,
Dir. for Epidemiology & Health Sciences
Washington, DC 20207
Phone: 301 504-0470

TITLE:

Petition CP 97-2 Requesting Development of a Safety Standard
for Shopping Carts

RIN: 3041-AB71 (PRERULE)

REGULATORY PLAN: No

PRIORITY: Substantive, Nonsignificant

REINVENTING GOVERNMENT:

This rulemaking is not part of the Reinventing Government effort.

LEGAL AUTHORITY:

5 USC 553(e) Administrative Procedure Act;
15 USC 2051 Consumer Product Safety Act

CFR CITATION:

None

LEGAL DEADLINE: None

ABSTRACT:

The Commission has docketed correspondence from John S. Morse, Ph.D., PE, requesting development of a safety standard for shopping carts as petition CP 97-2. The petition asserts that shopping carts that tip over present risks of injury to children and requests development of a standard with performance tests to prevent shopping carts from tipping over to the side or rear. On June 2, 1997, the Commission published a notice in the Federal Register to solicit comments on the petition from all interested persons. The staff is preparing a briefing package for consideration by the Commission when deciding whether to grant or deny the petition.

TIMETABLE:

ACTION	DATE	FR CITE
Notice to Solicit Comments on Petition.....	06/02/97	62 FR 29717
Comment Period End.....	08/01/97	62 FR 29717
Staff Sends Briefing Package to Commission.....	11/00/97	

SMALL ENTITIES AFFECTED: Undetermined

GOVERNMENT LEVELS AFFECTED: Undetermined

DATE 8/7/97
PAGE 2

RIN: 3041-AB71

TITLE:

Petition CP 97-2 Requesting Development of a Safety Standard for Shopping Carts

AGENCY CONTACT:

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